



## Compliance Guide for New Regulations for Small Businesses

- What does this regulation do?
  - Through a Medicaid 1915(c) Home and Community Based Services (HCBS) Emergency Preparedness and Response Appendix K waiver (Waiver K), providers must provide a minimum of one hour of 1 meaningful day services in order to bill for a day of service. Once the federal Public Health Emergency (PHE) ends this waiver will be removed. The proposed change to the regulations would allow the benefits of Appendix K under the PHE to continue, up to 3 months after the conclusion of a federal state of emergency.
- Who is subject to the new regulation?
  - DDA Meaningful Day programs
- Why were the new regulations proposed?
  - In order to prevent interruption of services to this vulnerable population.
- When are the regulations effective?
  - The emergency regulation proposal is anticipated to take effect on January 1, 2022, contingent on the approval of AELR. The emergency regulations are anticipated to be printed in the Maryland Register on January 14, 2022.
- Is funding available to implement new requirements established by the regulation?
  - Yes
- Are there other resources available for implementing the requirements of the regulation?
  - Yes
- Is there assistance available to help understand the requirements of the regulation?
  - Yes. Questions can be directed to Robert White, DDA Director of Fiscal and Operations at [robert.white2@maryland.gov](mailto:robert.white2@maryland.gov)

## Key Terms and Definitions